

REMARKS/ARGUMENTS

In the aforementioned Office Action, the Examiner has did not enter Applicant's Rule 111 Amendment, which Applicant filed 30 December 2002, because the reissue oath/declaration filed with the original application was defective. The Examiner asserts that the oath/declaration is defective because it fails to contain a statement as to Applicant's belief that the original patent is wholly or partly inoperative or invalid, because it fails to identify at least one error which is relied upon to support the reissue application, and because the error which is relied upon to support the reissue application is not an error upon which a reissue can be based, and because the original patent was not surrendered. The Examiner further withdrew the Restriction imposed in the Office Action dated 02 October 2002. In the Office Action, and as confirmed in an Interview between the Examiner and Applicant's representative on April 22, 2003, the Examiner requires that Applicant submit a Supplemental Declaration which corrects the above-described discrepancies in the original oath/declaration and to re-install canceled claims 21-35 starting with the next sequence number 36.

In response, a Supplemental Declaration under 37 CFR 1.175(b)(1) is filed herewith. The Supplemental Declaration contains the statement required under 37 CFR 1.175(a)(1) as to applicant's belief that the original patent is wholly or partly inoperative or invalid. The Supplemental Declaration further states at least two errors, which are relied upon to support the reissue application (Applicant asserts that either error can be relied upon to support the reissue application). Since Applicant cannot locate his original patent, Form PTO/SB/55, Reissue Patent Application Statement as to Loss of Original Patent, is enclosed herewith in lieu of the original patent. Claims 21-35 have been reinstalled as Claims 36-50. Claims 1-20 and 36-50 remain pending.

Applicant has made a bona fide effort to correct the discrepancies in the reissue application. As such, it is believed the present reissue application is in a condition for allowance. Accordingly, a Notice to that effect is most respectfully requested.

Dated: July 3, 2003

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Arthur K. Samora".

Arthur K. Samora, Reg. No. 43079
c/o Nordman, Cormany, Hair & Compton
Attn: Kenneth J. Hovet
P.O. Box 3100
Oxnard, CA 93031-3100
(805) 988-8346